



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: October 23, 2007

TO: Mayor and Councilmembers

FROM: Environmental Services Division, Finance Department

SUBJECT: Introduction Of The Unscheduled Collection Permit Ordinance

RECOMMENDATION: That Council:

- A. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Adding Chapter 7.18 (Unscheduled Collection) to Title Seven of the Santa Barbara Municipal Code Pertaining to Permit Requirements for Certain Unscheduled Solid Waste Collection Businesses;
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending Resolution No. 07-052 Establishing Certain City Fees Including Water and Wastewater Rates, by Adding an Annual Solid Waste Unscheduled Collection Permit Fee; and
- C. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving and Adopting Chapter 7.18 Regulations Entitled "Unscheduled Collection" Effective October 23, 2007.

DISCUSSION:

On September 13, 2005, City Council approved the Solid Waste Strategic Plan (Plan). The Plan contains a number of projects, programs and system modifications designed to move the City toward its goals of maximizing diversion and to be the recycling leader of the State of California. One of the system modifications contained in the Plan, aimed at diverting construction and demolition (C&D) debris from the landfill and allowing proper accounting of such diversion, is an Unscheduled Collection Permit Ordinance.

Unscheduled collection services are the collection of solid waste, principally C&D debris, outside of the regularly scheduled service provided by the City's franchised haulers, Allied Waste/BFI and MarBorg Industries. There are several of these

REVIEWED BY: _____ Finance _____ Attorney _____ Name of Additional Department(s) That Need to Review CAR

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companies providing these services regularly within the City, and the tonnage hauled by these companies can only be estimated at the present time.

The draft Unscheduled Collection Permit Ordinance was reviewed by the Ordinance Committee on October 17, 2006 and April 24, 2007. Major elements of the Ordinance include:

- All haulers of unscheduled waste must be permitted.
- All material collected under this ordinance must be taken to a certified recycling facility (CRF).
- The Ordinance applies to material collected in roll-off containers larger than ten cubic yards and vehicles transporting material that have a gross vehicle weight of greater than seven tons.
- The Ordinance requires quarterly reporting of materials collected.
- The Ordinance requires permitted haulers to pay an annual fee of \$250.

Over the past year, staff has conducted three stakeholder meetings (September 8, 2006, May 30, 2007 and October 8, 2007) to share current drafts of the Ordinance and to solicit feedback from potentially affected haulers and C&D processing facilities. A number of excellent observations and comments were received, many of which have been incorporated into the final Ordinance.

If introduced by Council, the Unscheduled Collection Permit Ordinance will be placed on the October 30, 2007 Council agenda for adoption. Accompanying the Ordinance are two resolutions. One of the resolutions adopts the specific rules and regulations associated with the Ordinance; the other resolution amends Resolution No. 07-052, establishing a new annual fee applicable to unscheduled permittees. If adopted, the Ordinance will be effective 30 days later, or November 29, 2007.

SUSTAINABILITY IMPACT:

The Unscheduled Collection Permit Ordinance is a key project of the Plan that will further the City's goal of maximizing diversion of municipal solid waste from landfills. By requiring permittees to deliver 100% of the material they collect to Certified Recycling Facilities, this Ordinance will help preserve landfill space and bolster the City's effort to build a more sustainable community.

PREPARED BY: Stephen T. MacIntosh, Environmental Services
Supervisor/STM/jh

SUBMITTED BY: Robert Samario, Assistant Finance Director

APPROVED BY: City Administrator's Office